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BEFORE THE ADMINISTRATIVE HEARING COMMISSION
STATE OF MISSOURI

FILED

DEC 04 2006

ADMINISTRATIVE HEARING
COMMISSION

W. DALE FINKE, Director)
Department of Insurance, Financial)
Institutions and Professional Registration)

Petitioner,)

vs.)

Case No.: 06-0655DI

GERALD FRANKS,)

Respondent.)

JOINT MOTION FOR CONSENT
ORDER, STIPULATION OF FACTS, CONSENT
TO FINDING OF CAUSE FOR DISCIPLINE
AND WAIVER OF HEARING

Pursuant to the terms of RSMo § 536.060, as it is made applicable to the Administrative Hearing Commission by RSMo § 621.135 and 1 CSR 15-3.440, the parties to this agreement stipulate to the following facts and consent to a finding of cause to discipline the licenses of Respondent in the above-styled case by the Administrative Hearing Commission (hereinafter "AHC") of the State of Missouri.

Respondent, Gerald Franks, acknowledges that he has been served and reviewed a copy of the Complaint filed with the AHC, that he has responded by way of filing his Answer with the AHC and hereby additionally submits to the jurisdiction of the AHC.

Respondent acknowledges that he understands the various rights and privileges afforded by law, including the right to a hearing of the charge against Respondent; the right to appear and be represented by legal counsel at Respondent's expense; the right to have all allegations against

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Institutions and Professional Registration, whose duties, pursuant to RSMo. Chapters 374 and 375 include the supervision and regulation of insurance producers and bail bond agents;

2. Respondent is a licensed general bail bond agent (GB334955) in the State of Missouri, which license has an effective date of August 31, 2004 and an expiration date of August 31, 2007.

3. The Complaint in this matter was filed on May 11, 2006, and served on Respondent. Respondent filed an answer on or about June 30, 2006.

4. Respondent understands that he has the right to consult legal counsel, at Respondent's expense, and hereby acknowledges that he has done so, before entering into this Stipulation.

5. The following allegations contained in the Complaint are true and accurate:

a. On or about February 7, 2006, in the Circuit Court of Daviess County, State of Missouri, Division II (case no.: CR305-63F), Respondent pleaded guilty to the charge of Possession of a Controlled Substance pursuant to RSMo § 195.202 for possession of greater than 35 grams of marijuana on or about July 22, 2005; and

b. Such crime is a felony.

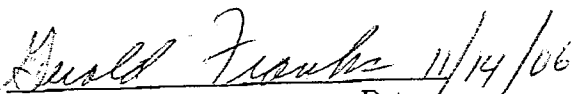
6. The foregoing action comprises grounds to discipline Respondent's General Bail Bond Agent's license under RSMo § 374.755.1(2).


7. Therefore, Petitioner and Respondent, pursuant to 1 CSR 15-3.440, waive hearing in this matter and consent to a finding by this Commission of cause to discipline the general bail bond agent's license of Respondent based on the above stipulated facts.

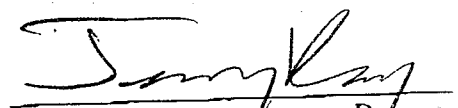
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WHEREFORE, the parties to this matter voluntarily and knowingly stipulate and consent to the above-cited facts and to a finding of cause to discipline Respondent's general bail bond agent's license pursuant to RSMo § 374.755.1(2). The parties further request that this Commission issue its Findings and Conclusions, and Memorandum or Consent Order consistent with this Stipulation.


Gerald Franks Date 11/14/06


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